

02-07-02

A

NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)

☐ Duplicate
(check, if applicable)

02/05/02
J1064 U.S. PTO

JC868 U.S. PTO
10/067472
02/05/02

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, DC 20231

Attorney Docket No. 10059-270U1 (P20277-02)
First Named Inventor: K. Hayashi *et al.*
Express Mail Label No. EL916935632US
Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the non-provisional utility patent application entitled:

NICKEL ELECTRODE ACTIVE MATERIAL FOR ALKALINE STORAGE BATTERIES
AND NICKEL ELECTRODE USING THE SAME

which is:

an ☐ Original; or

a ☒ Continuation, ☐ Divisional, or ☐ Continuation-in-part (CIP)
of prior Application No. 09/255,583 filed February 22, 1999.

Anticipated Group/Art Unit: ___ or Class ___, Subclass ___.

☐ This non-provisional patent application is based on Provisional Patent Application
No. ___, filed ___.

Enclosed are:

- ☒ Specification (including Abstract) and claims: 22 pages.
- ☒ Newly executed Declaration (original).
- ☐ Copy of Declaration from prior application.
- ☐ Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
- ☒ 6 sheets of drawings (formal).
- ☐ Transmittal Letter Accompanying Submission of Compact Disc in Accordance with 37 C.F.R. §1.52(e), plus two identical compact discs (for computer program Appendix)
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:
 - ☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement.
- ☐ Under PTO-1595 Cover Sheet, an assignment of the invention
- ☐ Name of Assignee: Matsushita Electric Industrial Co., Ltd.
- ☒ Certified copy(ies) of Japanese Application No. 10-040704 filed February 23, 1998 is filed:
 - ☐ herewith or ☒ in prior application 09/255,583.
- ☐ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ an Independent Inventor, or ☐ a Small Business Concern, or ☐ a Non-Profit Organization.
- ☒ Preliminary Amendment.
- ☒ Information Disclosure Statement, PTO/SB/08A and copies of non-U.S. patent references.

☐ Request for Nonpublication of Application Under 35 U.S.C. §122(b)

☐ Other:

The filing fee is calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$370			BASIC FEE: \$740	
Total	4 - 20 =	0	X9	\$	OR	X18	\$
Independent	2 - 3 =	0	X42	\$	OR	X84	\$
<input type="checkbox"/> Multiple Dependent Claims Present			\$140	\$	OR	\$280	\$
			TOTAL	\$	OR	TOTAL	\$ 740.00

☐ The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.

☒ A check in the amount of \$ 740.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 210059.0409)** as noted below. A duplicate copy of this sheet is enclosed.

☒ Any overpayments or deficiencies in the above-calculated fee.

☐ Filing fee in the amount of \$ _____ as calculated above.

☒ Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.

☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS:

5 February 2002
(Date)

By: Kristyne A. Bullock
KRISTYNE A. BULLOCK

Registration No. 42,371

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.

One Commerce Square

2005 Market Street - Suite 2200

Philadelphia, PA 19103

Telephone: 215-965-1200

Direct Dial: 215-965-1348

Facsimile: 215-965-1210

E-Mail: kbullock@akingump.com

☒ Customer Number or Bar Code Label: **000570**

KAB:vj

Enclosures